

DRAFT

**BOARD OF NURSING
MINUTES
MADISON, WI
October 3, 2003**

PRESENT: June Bahr, Jacqueline Johnsrud, Marilyn Kaufmann, Marie Kohlbeck,
Blaine Ropson and Linda Sanner

EXCUSED: Bettye Lawrence

STAFF PRESENT: Kimberly Nania, Director of Health Services; Wayne Austin, Legal
Counsel; Gina York, Minute taker, DOE and other staff

GUESTS: Gina Dennik-Champion, WNA; Pabick Wismenski, RN, Grad School
Edgewood; Yulia Semimick RN, Grad Student UW-Madison

CALL TO ORDER

Linda Sanner called the meeting to order at 9:12 a.m. A quorum of 6 members was present.

AGENDA

Addendums to the Agenda:

- Open Session, Insert Under Item B. Proposed Stipulation Received After Mailing of
Agenda – Add name: Stephanie Dee Peterson, LPN
- Closed Session, Insert Deliberation of Proposed Stipulation Received After Mailing of
Agenda – Add name: Stephanie Dee Peterson, LPN

MOTION: Marie Kohlbeck moved, seconded by Marilyn Kaufmann to approve the
agenda as amended. Motion carried unanimously.

MINUTES OF SEPTEMBER 5, 2003

MOTION: Marilyn Kaufmann moved, seconded by Jacqueline Johnsrud to approve the
September 5, 2003 minutes as written. Motion carried unanimously.

ADMINISTRATIVE REPORT

Kimberly Nania provided an updated list of the Board's Committees for review by the Board. There were a couple small changes and it will be reviewed again at the next meeting when the new board member will be arriving and can be added to the list.

SUMMARY REPORTS ON PENDING COURT CASES, DISCIPLINARY CASES AND ADMINISTRATIVE RULES AND PRESS RELEASES

The Board noted the report and Wayne Austin, Legal Counsel.

PRESENTATION OF PROPOSED STIPULATIONS MAILED AFTER THE AGENDA – STEPHANIE DEE PETERSON

Noted.

BOARD ADOPTION OF CLEARINGHOUSE RULE 03-009 NURSE MIDWIVES

MOTION: Marilyn Kaufmann moved, seconded by Jacqueline Johnsrud to adopt the Clearinghouse Rule 03-009 and to move forward in the rules process. Motion carried unanimously.

CORRESPONDENCE JOSEPH B. GERWOOD, PH.D., RN, CADC-III, REGARDING BEING A PROVIDER OF PSYCHOLOGICAL SERVICES FOR NURSES WHO ARE MANDATED FOR COUNSELING BY THE BOARD OF NURSING

The Board reviewed the correspondence and handed this information over to Monitoring Section for addition to their list of providers and to request a Curriculum Vitae from him.

INFORMATIONAL ITEMS

COMMISSION ON GRADUATES OF FOREIGN NURSING SCHOOLS (CGFNS) INFORMATION ON THE BUREAU OF CITIZENSHIP AND IMMIGRATION SERVICES ISSUING A FINAL RULE ON HEALTH CARE PROFESSIONALS SEEKING OCCUPATIONAL VISA'S

The Board noted the information submitted before them regarding this issue.

REPORT OF THE EDUCATION AND LICENSING COMMITTEE

Marilyn Kaufmann gave a brief report to the Board regarding chemistry requirements for Wisconsin Technical Colleges, Cut Score Panel for NCSBN mailing to educational programs and 45 day re-take interval, response from Milwaukee Area Technical College to letter of concern, emergency exemption to faculty qualifications. There were no motions for consideration by the Board at this time. There will be an upcoming fall meeting scheduled for October 10, 2003 regarding Alternative Models of Clinical Education.

REPORT OF PRACTICE COMMITTEE

Linda Sanner reported the following:

The Committee reviewed and discussed the "Board Position on the Use of Intermediaries" position paper and the following action was taken.

MOTION: Jacqueline Johnsrud moved, seconded by June Bahr, to add LPN's to the Board's position paper on the use of Intermediaries. Motion carried unanimously.

The indicated revisions were given to the Department's word processing unit for processing. The final version will be distributed to board members for their records.

The position paper titled "Position of the Board of Nursing on Performance of IV Therapy by Licensed Practical Nurses" was postponed to the next meeting and Linda Sanner will provide the newly revised document at the next Committee meeting. Ms. Sanner will provide an electronic copy to Kimberly Nania and Gina York. Once these position papers have been completely finalized, the Committee will choose another from the list above for revision.

The Committee approved the new format for all position papers which includes the revision date for future reference. The Committee will continue the annual review of the Board's position papers over the next several months.

The Board's Action:

MOTION: Marilyn Kaufmann moved, seconded by June Bahr, that the Board's position paper on the use of Intermediaries add LPN's as those who can accept orders according to law be approved. Motion carried unanimously.

REPORT FROM THE NURSING REDESIGN PROJECT

Marilyn Kaufmann reported that at the last meeting for the Nursing Redesign Project their name would be changed to "Nursing Leadership Counsel" starting at their November 6, 2003 meeting.

They will be having a conference in Milwaukee on December 4, 2003 and need 4-5 people to be on action groups. They have set five goals they wanted to work on for this session. Ms. Kaufmann will attend this session and report back to the Board.

REPORT FROM THE NURSING COALITION

No information to report at this time.

VISITORS COMMENTS

None.

CLOSED SESSION

Open session adjourned at 9:34 a.m.

MOTION: Marilyn Kaufmann moved, seconded by Jacqueline Johnsrud, to adjourn to closed session pursuant to Wisconsin State Statutes 19.85 (1)(a)(b)(f) and (g) for the purpose of application reviews, request for stays of suspensions, request for full licensure, request for reinstatement for stay of suspension, IPP reviews, approval of refresher courses, request for extension of time to pay costs, deliberation of proposed stipulations, deliberation of proposed administrative warning, deliberation of order fixing costs, deliberation of proposed decision in the matter of disciplinary proceedings, meeting with the Division of Enforcement and consulting with Legal Counsel. Motion carried by roll call vote: June Bahr-yes, Jacqueline Johnsrud-yes; Marie Kohlbeck-yes; Blaine Ropson-yes; Linda Sanner-yes and Marilyn Kaufmann-yes. Motion carried unanimously.

IMPAIRED PROFESSIONALS PROCEDURE (IPP)

None.

STATEMENT NEEDED FROM THERAPIST

MICHELLE MORELAND

***** No Action Required At this Time*****

(Monitoring will place on Next Month's Agenda with a report from her Therapist)

REQUEST AN EXTENSION TO COMPLETE CE REQUIREMENTS

DANITA CHESIR

MOTION: Jacqueline Johnsrud moved, seconded by June Bahr, to grant a three-month extension to Danita Chesir to complete her CE requirements. Motion carried unanimously.

VIOLATION OF BOARD ORDER

ROSE ANSTETT

MOTION: Jacqueline Johnsrud moved, seconded by June Bahr, to suspend the license of Rose Anstett. Reason for Suspension: Non-Compliance of Board Order. No Work Reports or communication since April 2003. Motion carried unanimously.

DAVID KEPPERS

MOTION: Marilyn Kaufmann moved, seconded by Marie Kohlbeck, to suspend the license of David Keppers. Reason for Suspension: Non-compliance with the Board Order. Motion carried unanimously.

POSSIBLE BOARD VIOLATION

JACQUELINE SEDLAR

**** No Action Required at this time. *****

REQUEST THREE-MONTH STAY POSSIBLE BOARD VIOLATION

MARY BETH ALBERTZ

MOTION: June Bahr moved, seconded by Marie Kohlbeck, to grant Marybeth Albertz full licensure. Motion carried unanimously.

JILL (BUSHONG) GALAROWICZ

MOTION: Jacqueline Johnsrud moved, seconded by Marie Kohlbeck, to suspend the license of Jill (Bushong) Galarowicz. Reason for Suspension: Non-compliance of Board Order. Motion carried unanimously.

BRENDA KLABACKA

MOTION: June Bahr moved, seconded by Jacqueline Johnsrud, to grant a three-month stay to Brenda Klabacka . Motion carried unanimously.

PETER LITZAU

MOTION: June Bahr moved, seconded by Marilyn Kaufmann, to grant a three-month stay to Peter Litzau. Motion carried unanimously.

KIM MAYER

MOTION: Marilyn Kaufmann moved, seconded by Marie Kohlbeck, to accept the voluntary suspension of Kim Mayer's license. Reason for Suspension: Per Ms. Mayer's request of 9/23/03. Motion carried unanimously.

REQUEST FOR FULL LICENSURE

GLADYS EDINBURGH

MOTION: June Bahr moved, seconded by Marilyn Kaufmann, to grant Gladys Edinburgh full licensure. Motion carried unanimously.

RAE EDWARDS

MOTION: June Bahr moved, seconded by Marilyn Kaufmann, to grant Rae Edwards full licensure and refer to DOE. Reason for Referral: Although Ms. Edwards has completed her order, there is a possible Violation of the Standard of Nursing. Motion carried unanimously.

JACQUELYN HISEL

MOTION: Marilyn Kaufmann moved, seconded by Jacqueline Johnsrud, to grant Jacquelyn Hisel full licensure. Motion carried unanimously.

WALTER KANITZ

MOTION: Jacqueline Johnsrud moved, seconded by Marilyn Kaufmann, to grant Walter Kanitz full licensure. Motion carried unanimously.

SARAH TRAFFORD

MOTION: Marilyn Kaufmann moved, seconded by Jacqueline Johnsrud, to deny Sarah Trafford full licensure and request her to submit one more satisfactory work report. Reason for Denial: Ongoing documentation issues in her work report. Motion carried unanimously.

**REQUEST FOR THREE MONTH STAYS OF SUSPENSION
WITH MODIFICATIONS**

MARK LEROUX

MOTION: Marilyn Kaufmann moved, seconded by Jacqueline Johnsrud, to grant a three-month stay to Mark Leroux but deny his modification request. Reason for Denial: Mr. Leroux is only one year into the Board Order. Motion carried unanimously.

LYNN SCHOBEL

MOTION: June Bahr moved, seconded by Marilyn Kaufmann, to grant a three-month stay to Lynn Schobel with the modification to decrease the amount of urine screens to forty per year. Motion carried unanimously.

REQUEST FOR THREE MONTH STAYS OF SUSPENSION OR FULL LICENSURE

NANCY PETROSKE

MOTION: Marilyn Kaufmann moved, seconded by June Bahr, to deny full licensure but grant a three-month stay to Nancy Petroske. Reason for Denial: Ms. Petroske has not completed the terms of the Board Order. Motion carried unanimously.

STIPULATIONS

RENEE L. BACON, RN

MOTION: Marilyn Kaufmann moved, seconded by Jacqueline Johnsrud, to adopt the Findings of Fact, Conclusions of Law, Order and Stipulation in the matter of Renee L. Bacon, RN. Motion carried unanimously.

SHEILA ANN POPE, LPN

MOTION: June Bahr moved, seconded by Jacqueline Johnsrud, to adopt the Findings of Fact, Conclusions of Law, Order and Stipulation in the matter of Sheila Ann Pope, LPN . Motion carried unanimously.

LINDA L. TROTT, LPN

MOTION: Marie Kohlbeck moved, seconded by Jacqueline Johnsrud, to adopt the Findings of Fact, Conclusions of Law, Order and Stipulation in the matter of Linda L. Trott, LPN. Motion carried unanimously.

STEPHANIE DEE PETERSON, LPN

MOTION: Jacqueline Johnsrud moved, seconded by Marilyn Kaufmann, to reject the Stipulation presented in the matter of Stephanie Dee Peterson, LPN. Reason for Rejection: The Board does not accept her use of the drug Methadone. Motion carried unanimously.

DELIBERATION OF PROPOSED DECISION IN THE MATTER OF DISCIPLINE PROCEEDINGS

NANCY VOLK, RN

MOTION: Jacqueline Johnsrud moved, seconded by June Bahr, to accept the ALJ's ruling on the proposed decision and disciplinary proceeding against Nancy Volk, RN. Motion carried unanimously.

PHILIP A. HICE, RN

FYI: In the Matter of Disciplinary Proceedings Against Philip A. Hice, RN
(LS 0306041 NUR)

***** No Action Required at this Time. *****
(Next Month's Agenda)

MARGARET CHU, RN

FYI: In the Matter of Disciplinary Proceedings Against Margaret Chu, RN
(LS 0306052 NUR) – No Action Required

***** No Action Required at this Time. *****
(Next Month's Agenda)

DELIBERATION OF PROPOSED ADMINISTRATIVE WARNINGS

BRENDA F. MYLES, LPN

MOTION: Jacqueline Johnsrud moved, seconded by Marilyn Kaufmann, to issue an Administrative Warning to Brenda F. Myles, LPN. Motion carried unanimously.

DIVISION OF ENFORCEMENT AND CASE STATUS REPORT

MOTION: June Bahr moved, seconded by Marilyn Kaufmann, to close case **03 NUR 062** for prosecutorial discretion (P1).

MOTION: June Bahr moved, seconded by Marie Kohlbeck, to close case **01 NUR 326** for no violation.

MOTION: Marie Kohlbeck moved, seconded by Marilyn Kaufmann, to close case **03 NUR 145** for prosecutorial discretion (P5) with a Flag on her credential.

RECONVENE TO OPEN SESSION

MOTION: Marilyn Kaufmann moved, seconded by June Bahr, to go into open session at 11:00 a.m. Motion carried unanimously.

VOTING ON ITEMS CONSIDERED OR DELIBERATED ON IN CLOSED SESSION

MOTION: June Bahr moved, seconded by Marie Kohlbeck to affirm all decisions made in closed session. Motion carried unanimously.

OTHER BOARD BUSINESS

The Board had two questions:

1. Will the 2004 meeting dates be available at the next meeting?
2. Why are there so few case closings by DOE?

Kimberly Nania will relay questions so responses can be available for the Board at the November meeting.

ADJOURNMENT

MOTION: June Bahr moved, seconded by Marilyn Kaufmann, to adjourn the meeting at 11:08 a.m. Motion carried unanimously.